

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Laetitia Maud Elysa BOUERAT DUVOLD et al.

Application No.: 10/582,935

Confirmation No.: 9825

Filed: January 3, 2007

Art Unit: N/A

For: NOVEL THERAPEUTIC USE

Examiner: Not Yet Assigned

REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)

MS 16
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 02-2448 shown on the statement for the month of May 2007 for the above-identified

☒ application

☐ patent

☒ A copy of the monthly statement in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

AMOUNT OF
REFUND
REQUESTED☐ filing fee _____☐ search fee _____☐ examination fee _____☐ surcharge for filing the basic filing
on a date later than the filing date of
the application (37 C.F.R. § 1.16(e)) _____

and/or

☐ surcharge for filing the oath or declaration
on a date later than the filing date of the
application (37 C.F.R. § 1.16(e)) _____☐ extension of term☐ first month _____☐ second month _____☐ third month _____☐ fourth month _____☐ excess claims _____☐ issue fee _____☐ petition fee _____

| | | |
|-------------------------------------|-----------------------------------|---------------|
| <input type="checkbox"/> | patent maintenance fee | _____ |
| <input type="checkbox"/> | first maintenance fee | _____ |
| <input type="checkbox"/> | second maintenance fee | _____ |
| <input type="checkbox"/> | third maintenance fee | _____ |
| <input type="checkbox"/> | patent maintenance fee surcharge | _____ |
| <input checked="" type="checkbox"/> | Other: USPTO Application Size Fee | <u>100.00</u> |
| | | _____ |
| | | _____ |

TOTAL REFUND REQUESTED _____

III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Our deposit account was charged \$100 for Application Size Fee on May 14, 2007. Applicants paid \$500 for the Application Size Fee with the application on June 15, 2006. Applicants did not file any further documents requiring a separate Application Size fee. Thus, no fees were due on May 14, 2007.

IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Dated: July 23, 2007

Respectfully submitted,



By _____
Andrew D. Meikle
Registration No.: 32,868
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant

Attachment(s)

Deposit Account Statement

Statement

Month: May-07

Account

Number: 22448

Name: STEWART
KOLASCH &
BIRCH

Attention:

Street: GATEHOUSE

Address 1: E ROAD

Address 2: SUITE 000

City: EAST

State: CHURCH

Zip: VA

Country: 22042

Country: STATES

| DATE | SEQ | POSTING REF TXT | ATTORNEY DOCKET NBR | FEE CODE | AMT | BAL |
|-------|------|--------------------|---------------------------|-------------|----------|--------------|
| 1-May | 325 | | | 1252 | \$450.00 | \$508,588.00 |
| 1-May | 349 | | | 2251 | \$60.00 | \$508,528.00 |
| 1-May | 350 | | | 2402 | \$250.00 | \$508,278.00 |
| 1-May | 375 | | | 2615 | \$75.00 | \$508,203.00 |
| 1-May | 376 | | | 2253 | \$510.00 | \$507,693.00 |
| 1-May | 404 | | | 1005 | \$200.00 | \$507,493.00 |
| 1-May | 59 | | | 8021 | \$40.00 | \$507,453.00 |
| 1-May | 99 | | | 8021 | \$40.00 | \$507,413.00 |
| 1-May | 956 | | | 4011 | \$75.00 | \$507,338.00 |
| 1-May | 956 | | | 2311 | \$100.00 | \$507,238.00 |
| 1-May | 957 | | | 2111 | \$250.00 | \$506,988.00 |
| 1-May | 959 | | | 2202 | \$250.00 | \$506,738.00 |
| 1-May | 960 | | | 2051 | \$65.00 | \$506,673.00 |
| 1-May | 1069 | | | 1251 | \$120.00 | \$506,553.00 |
| 1-May | 70 | | | 1012 | \$200.00 | \$506,353.00 |
| 1-May | 71 | | | 1112 | \$100.00 | \$506,253.00 |
| 1-May | 72 | | | 1312 | \$130.00 | \$506,123.00 |
| 1-May | 73 | | | 1012 | \$200.00 | \$505,923.00 |
| 1-May | 75 | | | 1312 | \$130.00 | \$505,793.00 |
| 1-May | 74 | | | 1112 | \$100.00 | \$505,693.00 |
| 1-May | 76 | | | 1012 | \$200.00 | \$505,493.00 |

| | | | | | |
|--------|-----|--------------------|------|------------|--------------|
| 14-May | 87 | | 1504 | \$300.00 | \$467,842.98 |
| 14-May | 88 | | 8001 | \$12.00 | \$467,830.98 |
| 14-May | 246 | | 1051 | \$130.00 | \$467,700.98 |
| 14-May | 247 | | 1251 | \$120.00 | \$467,580.98 |
| 14-May | 89 | | 1501 | \$1,400.00 | \$466,180.98 |
| 14-May | 90 | | 1504 | \$300.00 | \$465,880.98 |
| 14-May | 91 | | 8001 | \$12.00 | \$465,868.98 |
| 14-May | 250 | | 1251 | \$120.00 | \$465,748.98 |
| 14-May | 251 | | 1806 | \$180.00 | \$465,568.98 |
| 14-May | 252 | | 1251 | \$120.00 | \$465,448.98 |
| 14-May | 14 | 10582935 0227PLUS2 | 1615 | \$100.00 | \$465,348.98 |
| 14-May | 72 | | 1631 | \$300.00 | \$465,048.98 |
| 14-May | 73 | | 1642 | \$400.00 | \$464,648.98 |
| 14-May | 74 | | 1633 | \$200.00 | \$464,448.98 |
| 14-May | 75 | | 8021 | \$40.00 | \$464,408.98 |
| 14-May | 3 | | 1462 | \$400.00 | \$464,008.98 |
| 14-May | 81 | | 1631 | \$300.00 | \$463,708.98 |
| 14-May | 82 | | 1642 | \$400.00 | \$463,308.98 |
| 14-May | 83 | | 1633 | \$200.00 | \$463,108.98 |
| 14-May | 84 | | 1616 | \$360.00 | \$462,748.98 |
| 14-May | 85 | | 8021 | \$40.00 | \$462,708.98 |
| 14-May | 21 | | 1014 | \$300.00 | \$462,408.98 |
| 14-May | 23 | | 1314 | \$600.00 | \$461,808.98 |
| 14-May | 22 | | 1114 | \$500.00 | \$461,308.98 |
| 14-May | 40 | | 1252 | \$330.00 | \$460,978.98 |
| 14-May | 39 | | 1801 | \$790.00 | \$460,188.98 |
| 14-May | 199 | | 1631 | \$300.00 | \$459,888.98 |
| 14-May | 202 | | 8021 | \$40.00 | \$459,848.98 |
| 14-May | 201 | | 1642 | \$400.00 | \$459,448.98 |
| 14-May | 200 | | 1633 | \$200.00 | \$459,248.98 |
| 14-May | 68 | | 2012 | \$100.00 | \$459,148.98 |
| 14-May | 69 | | 2112 | \$50.00 | \$459,098.98 |
| 14-May | 70 | | 2312 | \$65.00 | \$459,033.98 |
| 14-May | 77 | | 1012 | \$200.00 | \$458,833.98 |
| 14-May | 78 | | 1112 | \$100.00 | \$458,733.98 |
| 14-May | 79 | | 1312 | \$130.00 | \$458,603.98 |
| 14-May | 219 | | 1631 | \$300.00 | \$458,303.98 |
| 14-May | 220 | | 1633 | \$200.00 | \$458,103.98 |
| 14-May | 222 | | 8021 | \$40.00 | \$458,063.98 |